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11-CV-01119-ORD

HON. ROBERT S. LASNIK

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APR 04 2012

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
BY DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

Z.D., by and through her parents and  
guardians, J.D. and T.D., individually, on  
behalf of THE TECHNOLOGY ACCESS  
FOUNDATION HEALTH BENEFIT PLAN,  
and on behalf of similarly situated individuals,

Plaintiffs,

v.

GROUP HEALTH COOPERATIVE; GROUP  
HEALTH OPTIONS, INC.; and THE  
TECHNOLOGY ACCESS FOUNDATION  
HEALTH BENEFIT PLAN,

Defendants.

NO. 2:11-CV-01119

STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING EXPERT  
REPORTS

NOTED FOR CONSIDERATION:  
April 3, 2012

I. STIPULATION

Pursuant to this Court's Scheduling Order, the expert report deadline is April 4, 2012. See Minute Order Setting Trial Date & Related Dates (Dkt. #27), p. 1. The deadline, however, may be extended by the court "for good cause." *Id.*, p. 2. Here, the parties agree the disclosure of the expert reports should be continued until additional discovery has occurred, specifically the production of certain utilization and cost data from Group Health that has been requested by plaintiff. The parties agree that mechanics of collecting this material is difficult, but that Group Health has been

1 making diligent efforts to collect the material requested. Moving the disclosure date  
2 will permit the parties to continue to work through the production of this material  
3 without placing an undue burden on Group Health. This stipulation does not seek to  
4 alter any other dates in the Scheduling Order.

5 As a result, the parties, through undersigned counsel, stipulate and agree  
6 that the disclosure date for expert reports may, subject to court approval, be moved to  
7 May 14, 2012.

8 DATED: April 3, 2012.

9  
10 SIRIANNI YOUTZ SPOONEMORE

DAVIS WRIGHT TREMAINE, LLC

11 /s/ Richard E. Spoonemore  
12 Richard E. Spoonemore (WSBA #21833)  
13 Eleanor Hamburger (WSBA # 26478)  
14 Attorneys for Plaintiff

/s/ Charles S. Wright (per email authorization 4/3/12)  
Charles S. Wright (WSBA #31940)  
Nigel P. Avilez (WSBA #36699)  
Rebecca Francis (WSBA #41196)  
Attorneys for Defendants

15 **II. ORDER**

16 Pursuant to the stipulation of the parties, and for good cause shown, the  
17 deadline for the disclosure of expert reports shall be continued to May 14, 2012. This  
18 Order does not preclude either party from seeking a further extension of the deadline if  
19 good cause can be show for such a request. IT IS SO ORDERED.

20 DATED this 4<sup>th</sup> day of April, 2012.

21  
22 Robert S. Lasnik

23 ROBERT S. LASNIK  
24 United States District Judge  
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